

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
ROCK HILL DIVISION

James E. McNeil,)	C.A. No. 0:07-1028-TLW-BM
)	
Plaintiff,)	
)	
vs.)	ORDER
)	
Domino's Pizza; and)	
Archie Rouse, employee,)	
)	
Defendants.)	
)	

The Plaintiff brought this *pro se* civil action against the Defendants, seeking compensation for lost wages and pain and suffering under 42 U.S.C. § 1983, based upon his arrest and subsequent pre-trial confinement in the Darlington County Detention Center. Plaintiff is facing a pending criminal charge of armed robbery.

This matter is now before the undersigned for review of the Report and Recommendation (“the Report”) filed May 21, 2007 by United States Magistrate Judge Bristow Marchant, to whom this case had previously been assigned pursuant to 28 U.S.C. § 636(b) and Local Rule 73.02(B)(2) (D.S.C.). In his Report, Magistrate Judge Marchant recommends that the Plaintiff’s complaint be dismissed without prejudice and without issuance and service of process for failure to state a claim upon which relief may be granted. Plaintiff has not objected to the Report.

This Court is charged with conducting a de novo review of any portion of the Magistrate Judge’s Report to which a specific objection is registered, and may accept, reject, or modify, in whole or in part, the recommendations contained in that report. 28 U.S.C. § 636. In the absence of

objections to the Report and Recommendation of the Magistrate Judge, this Court is not required to give any explanation for adopting the recommendation. See Camby v. Davis, 718 F.2d 198, 199 (4th Cir. 1983).

In light of this standard, the Court has carefully reviewed the Report and has concluded that the Report accurately summarizes this case and the applicable law. For the reasons articulated by the Magistrate Judge, it is hereby **ORDERED** that the Magistrate Judge's Report is **ACCEPTED** (Doc. # 15); and Plaintiff's complaint is dismissed without prejudice for failure to state a claim upon which relief may be granted.

IT IS SO ORDERED.

S/ Terry L. Wooten
TERRY L. WOOTEN
UNITED STATES DISTRICT JUDGE

October 11, 2007
Florence, South Carolina